

APR 14 2006

PTO/SB/30 (09-03)

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Request
for
Continued Examination (RCE)
TransmittalAddress to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/813,465
Filing Date	March 29, 2004
First Named Inventor	Doyle D. Hendrickson
Art Unit	3643
Examiner Name	David J. Parsley
Attorney Docket Number	HendricksonDivIII

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s) Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. **Fees**

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to
- a. ☐ Deposit Account No. _____
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	NICOLE A. RESSUE	Registration No. (Attorney/Agent)	48,665
Signature	<i>Nicole A. Ressue</i>	Date	April 14, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Barbara Schroeder	Date	April 14, 2006
Signature	<i>Barbara Schroeder</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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APR 14 2006

Facsimile No. 571-273-8300

**IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE**

Application Number: 10/813,465
Filed: March 29, 2004
Applicants: Doyle D. Hendrickson
Title: Folding Cutting System
TC/A.U.: 3643
Examiner: David J. Parsley
Attorney Docket: Hendrickson DivIII
Customer No.: 33549

**REQUEST FOR CONTINUED EXAMINATION
PURSUANT TO 37 C.F.R. § 1.114**

The Applicant hereby submits the following amendments and explanation in this case pursuant to 37 C.F.R. 1.114, as a Request for Continued Examination. The Applicant files this request for continued examination after appeal, but prior to a decision on the appeal. Therefore, under 37 C.F.R. § 1.114(d), the Applicant wishes to withdraw this application from appeal and to reopen prosecution of the application. It is believed that no petition for extension of time is needed.

To respond to all issues, this amendment is submitted in accordance with the amendment directions provided in 37 C.F.R. § 1.121 as now existing. Each amendment is believed to have been made in accordance with Rule 121, however, should any unintended informality exist, it is requested that the undersigned be contacted by telephone so that it may be resolved as expediently as possible.

This Request for Continued Examination is appropriate because:

- i) this request is made prior to payment of the issue fee [37 CFR 1.114 (a)(1)];
- ii) the application has not been abandoned [37 CFR 1.114 (a)(2)];
- iii) no notice of appeal to the U.S. Court of Appeals for the Federal Circuit has been filed [37 CFR 1.114 (a)(3)];

- iv) prosecution on the application is closed by either a final action or issuance of a notice of allowance [37 CFR 1.114 (b)];
- v) this application is not a provisional application [37 CFR 1.114 (e)(1)];
- vi) this is a not utility patent application filed before June 8, 1995 [37 CFR 1.114 (e)(2)];
- vii) this application is not an international application filed under 35 U.S.C. 363 before June 8, 1995 [37 CFR 1.114 (e)(3)];
- viii) this application is not a design patent application [37 CFR 1.114 (e)(4)]; and
- ix) this is not a patent under reexamination [37 CFR 1.114 (e)(5)].

This response is made in accordance with 37 C.F.R. § 1.121 as amended using the format with each heading beginning on a separate page as follows:

1. Amendments to the Claims are reflected in the listing of all claims beginning on separate page 3 of this response; and
2. Remarks begin on page 10 of this response.

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